

STATE OF DELAWARE

PUBLIC EMPLOYMENT RELATIONS BOARD

WILMINGTON FRATERNAL ORDER OF POLICE, :
LODGE 1 :

Charging Party :

v. :

U.L.P. No. 98-02-226

CITY OF WILMINGTON, DELAWARE :

Respondent :

ORDER OF DISMISSAL

1. Wilmington Fraternal Order of Police Lodge 1 ("FOP"), is a n employee organization within the meaning of §1602(f) of the Police Officers' and Firefighters' Employment Relations Act, 19 Del.C. Chapter 16. FOP Lodge 1 is the exclusive bargaining representatives, within the meaning of 19 Del.C. §1602(g), of all Patrol Persons, Corporals and Senior Corporals, Sergeants, Master Sergeants, and Lieutenants employed by the Police Department of the City of Wilmington.

2. The City of Wilmington, Delaware ("City") is a public employer within the meaning of 19 Del.C. §1602(l).

3. On February 24, 1998, FOP Lodge 1 filed an unfair labor practice charge alleging the City had violated 19 Del.C. §1607(a)(1), and/or (a)(5), by

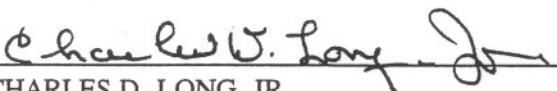
failing to negotiate a change in the compensatory time policy prior to its implementation.

4. On May 20, 1998, the Public Employment Relations Board ("PERB") issued a decision granting the City's Motion to Dismiss or Stay the Charge while the underlying issue was processed through the parties contractual grievance and arbitration process.

5. By letter dated February 24, 1999, FOP Lodge 1 advised PERB the parties were able to amicably resolve their differences. On this basis, the FOP Lodge 1 requested the Charge, be dismissed.

WHEREFORE, this Charge is hereby dismissed.

IT IS SO ORDERED.


CHARLES D. LONG, JR.
Executive Director/Hearing Officer
Del. Public Employment Relations Board

Issued: 19 March 1999